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REMARKS

1. Claims 1-7 and 9 were rejected under 35 U.S.C 102(e) as being anticipated by Marsico et al., U.S. Patent Pub. No. 2004/0170174; and claim 8 was rejected under 35 U.S.C. 103(a) as being unpatentable over Marsico. Claims 1-9 have been canceled.

2. Claim 10 was rejected under 35 U.S.C. 103(a) as being unpatentable over Marsico in view of Cai, U.S. Patent Pub. No. 2005/0027624. This rejection is respectfully traversed.

The Office Action indicates that Marsico fails to disclose the limitation of monitoring monitoring subscriber activity among multiple wireless units relative to one or more service thresholds of a wireless service plan, the subscriber activity defining a collective amount of service to the multiple wireless units within a billing period associated with the wireless service plan (emphasis added). Cai is relied upon for teaching the limitations missing from Marsico relating to monitoring and billing based on collective activity of multiple wireless units relative to one or more service thresholds. Respectfully, to the extent Cai discloses monitoring activity of multiple subscriber units relative to service thresholds, it is monitoring each of the multiple subscriber units individually. Nowhere does Cai disclose or suggest monitoring or billing based on collective service activity of multiple units. Accordingly, even if Marsico and Cai could be combined, the combination fails to disclose the limitation of monitoring collective service activity of multiple wireless units relative to one or more service thresholds; and hence claim 10 is allowable over Marsico in view of Cai.

3. New claims 11-19 have been added in the present amendment. Claims 11-18 correspond roughly to original claims 1-8 (now canceled) except that they now depend from claim 10. New claim 19 also depends from claim 10 and further defines the step of billing subscriber activity based on the collective activity of multiple wireless units. Claims 11-19 are believed to be in condition for allowance because they depend from claim 10 which has been shown to be allowable over the applied art.

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4. In view of the above amendments and remarks, favorable reconsideration of this application and a notice of allowance of claims 10-19 is respectfully requested. The Commissioner is authorized to charge any additional fees that may be required, or credit any overpayment, to Lucent Technologies Deposit Account No. 12-2325.

Respectfully submitted,

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